THE HONOURABLE SRI JUSTICE C.V.RAMULU

Writ Petition No.10452 of 1997

Dated:06-03-2007

Between:

Rayalaseema Grameena Bank Officer's
Association represented by its President,
Cuddapah. **…..PETITIONER**

AND

The Chairman,
Rayalaseema Grameena Bank,
Cuddapah.
….RESPONDENTS

THE HONOURABLE SRI JUSTICE C.V.RAMULU

W.P.No.10452 of 1997

ORDER:

The sum and substance of the petitioner's association is that the members of the petitioner association are entitled for annual grade increments with effect from 1-8-1989 whereas the respondents have granted the same from 1-12-1989, therefore, the same is arbitrary and illegal and contrary to the circulars issued from time to time.

There is no necessity of going into all details. The respondents filed counter. At para 8 of the said counter it is asserted that in the promotion orders dated 8-12-1989 the emoluments and other benefits for which they are entitled were stated to accrue with effect from 01-12-1989 only. Only for the purpose of seniority, the effective date was 01-08-1989. The increments will come under emoluments and other benefits. The claim of the association is extra than what promotees are actually eligible from the promotion. The applicable portion of Rayalaseema Grameena Bank Staff Service Regulation No.38 (1) reads as under:

> *"38 (1) " In an incremental scale of pay, the increments shall accrue on the completion of a specified period of service basing on each stage of that scale, whether such service be probationary, officiating or substantive"*

As per the above regulation every employee shall complete/put up work/service for a specified period i.e., 12 months service to get annual increment. Accordingly each promotee has to work/put up service for 12 months from 01-12-1989 i.e., actual date of promotion to get increment.

No reply is filed to this counter. Once the date of promotion is with effect from 01-12-1989 for the purpose of emoluments the members of the petitioner association are entitled for increments from 01-12-1989 alone and it cannot be said that they are entitled for such

emoluments from 01-08-1989. In fact, it is made clear in the promotion order dated 08-12-1989.

In the circumstances, the writ petition is devoid of merit and accordingly dismissed. No costs.

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(C.V.RAMULU,J)

Date:06-03-2007
grk

THE HONOURABLE SRI JUSTICE C.V.RAMULU

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